

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA
3

4 JOSE M. BERNARDO, ARACELI B.
5 BERNARDO,

No. C 10-4785 CW

6 Plaintiffs,

7 ORDER DISMISSING
8 CASE FOR FAILURE
9 TO PROSECUTE

v.

10 US BANK NATIONAL ASSOCIATION,

11 Defendant.

12 On August 22, 2010, pro se Plaintiffs Jose M. Bernardo and
13 Araceli B. Bernardo filed this foreclosure-related action against
14 Defendant U.S. Bank National Association.

15 On August 22, 2011, the Court issued an order granting
16 Defendant's motion to dismiss and denied as moot Plaintiffs'
17 motion for a preliminary injunction. At that time, the Court
18 granted Plaintiffs leave to amend to cure the deficiencies in
19 their original complaint within fourteen days and warned that
20 failure to file an amended complaint would result in dismissal of
21 their action for failure to prosecute. Plaintiffs have not filed
22 an amended complaint.

23 On August 31, 2011, the United State Postal Service returned
24 the order as undeliverable to Plaintiff Jose M. Bernardo. On
25 September 26, 2011, the United State Postal Service returned the
26 order as undeliverable to Plaintiff Araceli B. Bernardo.

27 Because Plaintiffs have failed to file an amended complaint
28 as required by the August 22, 2011 order and have failed to update

1 their current address or addresses, Plaintiffs' complaint is
2 dismissed for failure to prosecute.

3 IT IS SO ORDERED.

4
5 Dated: 11/14/2011


CLAUDIA WILKEN
United States District Judge